

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
: )  
Stephen M. Dershem et al. ) Examiner: K. Sanders  
: )  
Application No.: 10/735,119 ) Group Art Unit: 1796  
: )  
Filed: December 11, 2003 ) Confirmation No.: 1929  
: )  
For: BENZOXAZINES, THERMOSETTING )  
RESINS COMPRISED THEREOF, AND :  
METHODS FOR USE THEREOF ) November 6, 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Adjustment date: 07/31/2008 CKHLOK  
11/06/2007 INTERSU 00007281 011250 10735119  
01 FC:1453 1540.00 CR

Mail Stop: Petitions

**PETITION REQUESTING WITHDRAWAL OF ERRONEOUS NOTICE OF  
ABANDONMENT AND CONDITIONAL PETITION FOR REVIVAL OF APPLICATION  
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)**

Sir:

Applicants have received a Notice of Abandonment mailed October 31, 2007, in the above-identified application, a copy of which is attached as Tab 1. The Notice of Abandonment indicates that Applicants failed to respond to an Office Action mailed April 3, 2007.

The Office Action held the claims rejected as allegedly claiming an obvious variant of inventions claimed in other commonly owned patent properties. That was the only matter addressed in the Action. In response to the Action,

Abandonment issued by the U.S. Patent and Trademark Office on October 31, 2007.

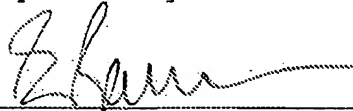
In response to the Action and further to the Petition to Revive Application Abandoned Unintentionally Under 37 C.F.R. § 1.137(b), enclosed is a Request for Reconsideration. As noted above, a Terminal Disclaimer in response to the Action dated April 3, 2007 was filed on May 29, 2007.

The Commissioner is hereby expressly authorized to charge Deposit Account No. 01-1250 in the amount of \$1,540.00 to cover the fee for this Petition under 37 C.F.R. § 1.17(m)(1). Any deficiency in or overpayment of this fee should be charged or credited, respectfully, to that deposit account.

The entire delay in filing the required paper was unintentional.

Applicants' undersigned attorney may be reached by telephone at 860-571-5001 or by facsimile at 860-571-5028. All correspondence should continue to be directed to the address given below.

Respectfully submitted,



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Steven C. Bauman  
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Registration No. 33,832

HENKEL CORPORATION  
Legal Department  
1001 Trout Brook Crossing  
Rocky Hill, CT 06067  
Customer No. 31217

**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND												
1 Date of Request: <u>07/24/08</u>		2 Serial/Patent # <u>10/735,119</u>										
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT								
	Filing			\$								
	Amendment			\$								
	Extension of Time			\$								
	Notice of Appeal/Appeal			\$								
X	Petition		11/06/07	\$ 1,540.00								
	Issue			\$								
	Cert of Correction/Terminal Disc.			\$								
	Maintenance			\$								
	Assignment			\$								
	Other			\$								
			7 TOTAL AMOUNT OF REFUND		\$ 1,540.00							
			8 TO BE REFUNDED BY:									
10 REASON:			Treasury Check									
	Overpayment	X Credit Deposit A/C #:										
	Duplicate Payment	9 <table border="1" style="display: inline-table; border-collapse: collapse; text-align: center;"> <tr> <td style="width: 20px;">0</td> <td style="width: 20px;">1</td> <td style="width: 20px;">--</td> <td style="width: 20px;">1</td> <td style="width: 20px;">2</td> <td style="width: 20px;">5</td> <td style="width: 20px;">0</td> </tr> </table>				0	1	--	1	2	5	0
0	1	--	1	2	5	0						
X	No Fee Due (Explanation):											
Petition under 37 CFR 1.137(b) dismissed as moot.												
11 REFUND REQUESTED BY:												
TYPED/PRINTED NAME: <u>Shirene Willis Brantley</u>		TITLE: <u>Petitions Attorney</u>										
SIGNATURE: <u><i>Shirene Willis Brantley</i></u>		PHONE: <u>571 272-3230</u>										
OFFICE: <u>Office of Petitions</u>												
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****												
APPROVED: <u><i>CKhok</i></u>		DATE: <u>7/31/08</u>										

*Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:*